

Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 IO-10 ISO-00 AGR-05 CEA-01 CIAE-00

COME-00 DODE-00 FRB-03 H-02 INR-07 INT-05 L-03 LAB-04

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TAR-01 TRSE-00 USIA-06 PRS-01 SP-02 OMB-01 FEA-01

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FM SECSTATE WASHDC

TO AMEMBASSY STOCKHOLM PRIORITY

INFO AMEMBASSY HELSINKI

AMEMBASSY OSLO

AMEMBASSY BERN

AMEMBASSY VIENNA

USMISSION EC BRUSSELS

USMISSION GENEVA

USDEL MTN GENEVA

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E.O. 11652: N/A

TAGS: ETRD, SW

SUBJECT: COUNTERVAILING DUTY INVESTIGATION -- CHEESE FROM SWEDEN

REF: STATE 189779 (NOTAL), STATE A-5487 (NOTAL)

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1. THE TREASURY DEPARTMENT LATE DECEMBER 18 MADE A PRE-

LIMINARY DETERMINATION THAT BOUNTIES OR GRANTS ARE BEING PAID OR BESTOWED ON CHEESE FROM SWEDEN. THE SWEDISH EMBASSY WAS INFORMED AFTERNOON DECEMBER 19 AND NOTICE WILL BE PUBLISHED IN FEDERAL REGISTER SHORTLY.

2. UNDER TRADE ACT OF 1974 TREASURY IS REQUIRED TO MAKE A PRELIMINARY DETERMINATION IN COUNTERVAILING DUTY CASES SIX MONTHS AFTER RECEIVING A PETITION. EMBASSY SHOULD EMPHASIZE THAT SIX MONTHS REMAIN BEFORE A FINAL DETERMINATION IS REQUIRED AND THAT NO COUNTERVAILING DUTIES ARE BEING ASSESSED AS A RESULT OF THE PRELIMINARY FINDING. SWEDISH GOVERNMENT WILL HAVE EVERY OPPORTUNITY TO DISCUSS CASE WITH TREASURY OFFICIALS BEFORE A FINAL DETERMINATION IS MADE BY JUNE 18, 1976 AND SHOULD BE ENCOURAGED TO DO SO.

3. THE TRADE ACT OF 1974 PERMITS THE SECRETARY OF THE TREASURY TO WAIVE COUNTERVAILING DUTIES IF THE FOLLOWING THREE CONDITIONS ARE MET: 1) THE ADVERSE EFFECT OF THE BOUNTIES OR GRANTS IN QUESTION IS ELIMINATED OR SUBSTANTIALLY REDUCED, 2) THE POSSIBILITY EXISTS THAT AN INTERNATIONAL AGREEMENT ON SUBSIDY PRACTICES WILL BE REACHED IN THE MTN, AND 3) IMPOSITION OF COUNTERVAILING DUTIES WOULD JEOPARDIZE THE NEGOTIATION OF SUCH AN AGREEMENT.

4. ADDITIONAL COUNTERVAILING DUTY INVESTIGATION HAVE BEEN, OR ARE BEING, CONDUCTED ON CHEESE IMPORTS FROM THE EC, SWITZERLAND, AUSTRIA, FINLAND AND NORWAY. THE EC ELIMINATED MANY OF ITS SUBSIDIES AND REDUCED OTHERS TO QUALIFY FOR A WAIVER. A WAIVER WILL SOON BE FINALIZED WITH REGARD TO SWISS CHEESE AND TREASURY ALSO EXPECTS TO WAIVE ON AUSTRIAN CHEESE. PRELIMINARY POSITIVE DETERMINATIONS WERE MADE FOR NORWAY ON NOVEMBER 21 AND FOR FINLAND ON DECEMBER 11. KISSINGER

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